

Assembly Bill No. 848

Passed the Assembly September 10, 1999

Chief Clerk of the Assembly

Passed the Senate September 9, 1999

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 1999, at _____ o'clock ____M.

Private Secretary of the Governor

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CHAPTER _____

An act to add Sections 30610.9 and 30610.10 to the Public Resources Code, relating to coastal resources.

LEGISLATIVE COUNSEL'S DIGEST

AB 848, Kuehl. Coastal development permits: temporary, nonrecurring movie, television and commercial production sets.

The existing California Coastal Act of 1976 requires any person wishing to perform or undertake any development in the coastal zone, as defined, to obtain a coastal development permit, except as provided. The act requires the California Coastal Commission to hear appeals brought with respect to actions taken on a coastal development permit application, as prescribed.

This bill would authorize the governing body of a local government with a certified local coastal program to elect to delegate the commission as the appropriate authority to process and issue a coastal development permit for a temporary, nonrecurring location set for a motion picture, television, or commercial production project in the coastal zone. The bill would authorize the governing body of a local government to designate the commission as the processing and permitting authority on a project-by-project basis and to designate the local coastal administrator or other designee as the decisionmaking authority to decide projects that will be transmitted to the commission for processing and permitting. The bill would specify related matters regarding the processing of these coastal development permit applications by the commission.

The people of the State of California do enact as follows:

SECTION 1. The Legislature finds and declares all of the following:

(a) The motion picture and television industry is a vital segment of California's economy, and annually



contributes more than twenty-seven billion five hundred million dollars (\$27,500,000,000) to the state's economy, including employing, directly and indirectly, more than 500,000 people in the state.

(b) Because many motion picture and television productions are filmed on location, and require the temporary placement of sets, and other support facilities and equipment in outdoor locations, it is beneficial to the state that permits for film and television location sets should be evaluated by the state without undue delays.

(c) To expedite the lawful construction of temporary, nonrecurring location sets for motion picture, television, and commercial production, the permitting process for a coastal development permit for motion picture, television, and commercial production projects in the coastal zone, as defined in Section 30103 of the Public Resources Code, should also be expedited.

SEC. 2. Section 30610.9 is added to the Public Resources Code, to read:

30610.9. (a) This section applies only if the governing body of a local government elects to designate the commission as the processing and permitting authority for purposes of this section.

(b) In order to expedite the processing of an application for a coastal development permit for a motion picture, television, or commercial production project in the coastal zone, the governing body of a local government with a certified local coastal program may elect to designate the commission as the appropriate authority to process and issue a coastal development permit for a temporary, nonrecurring location set, if the production activity, including preparation, construction, filming, and set removal at the site will not exceed 190 days, in accordance with the following procedures:

(1) The applicant shall submit a copy of the commission's coastal development permit application, or the local coastal development permit application, to the local government. The governing body of the local government may elect to designate the commission as the processing and permitting authority on a

project-by-project basis. The governing body may designate the local coastal administrator or other designee as the decisionmaking authority to decide the projects that will be transmitted to the commission for processing and permitting.

(2) If the governing body of the local government elects to designate the commission as the processing and permitting authority for a project, all documents and changes submitted to the commission during the course of the application process shall also be submitted to the local government for informational purposes. The local government may transmit any recommendations it may have for the project to the commission.

(3) If the commission issues an administrative permit for a project, rather than a coastal development permit, the local coastal administrator, other designee, or governing body, as the case may be, may object to the commission regarding the issuance of that permit.

(4) The applicant shall obtain all local noncoastal use permits in connection with the project. The approval of the commission's coastal development permit shall be conditioned on the approval of the local noncoastal permits.

(5) The applicant shall transmit all complaints and comments from residents and business owners in connection with the filming activity to the commission for consideration prior to the approval of the application.

(6) The applicant shall obtain all other applicable permits required by state and federal jurisdictions in connection with the project.



Approved _____, 1999

Governor

